

NELSON W. GOODELL, ESQ., SBN 264734

The Goodell Law Firm
5 Third Street, Suite 1100
San Francisco, CA 94103
Tel. No. (415) 495-3950
Fax No. (415) 495-6900

Attorney for Plaintiff
NICK MAKREAS

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

NICK MAKREAS,	) Case No: CV11-02234-JSW
Plaintiff,)
v.	) STIPULATION AND AGREEMENT TO
FIRST NATIONAL BANK OF NORTHERN	) TOLL STATUTE OF LIMITATIONS
CALIFORNIA, a business entity; T.D.	) AGAINST THE COUNTY OF SAN
SERVICE COMPANY, form unknown;	) MATEO; SAN MATEO COUNTY
KATHY CASTOR,, an individual; RANDY	) SHERIFF'S OFFICE; SAN MATEO
BRUGONI, an individual; COUNTY OF SAN	) COUNTY SHERIFF GREG MUNKS; SAN
MATEO; SAN MATEO COUNTY	) MATEO COUNTY SHERIFF'S DEPUTY
SHERIFF'S OFFICE; SAN MATEO	) STEPHEN DUVALL; SAN MATEO
COUNTY SHERIFF GREG MUNKS, in his	) COUNTY SHERIFF'S DEPUTY HOSS;
individual and official capacity; SAN MATEO	) and SAN MATEO COUNTY SHERIFF'S
COUNTY SHERIFF'S DEPUTY STEPHEN	) DEPUTY VALENCIA AND PROPOSED
DUVALL; SAN MATEO COUNTY	) ORDER THEREON
SHERIFF'S DEPUTY HOSS, in his individual)
and official capacity; SAN MATEO COUNTY)
SHERIFF'S DEPUTY VALENICA, in his)
individual and official capacity; Employees 1)

1 through 25 inclusive; and DOES 26-50;
 2 Defendants.
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9 WHEREAS on September 28, 2011, the signatories stipulated and agreed that any of
 10 statute of limitations governing any claim by plaintiff Nick Makreas against the County of San
 11 Mateo, the San Mateo County Sheriff's Department, and San Mateo County Sheriff Greg
 12 Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's
 13 Deputy Hoss; and San Mateo County Sheriff's Deputy Valencia would be tolled for a period of
 14 six months from the date of the Court's order approving said stipulation;

15 WHEREAS, on September 29, 2011, the Court issued its Order approving said
 16 stipulation and dismissing the defendants without prejudice, and tolled any statute of limitations
 17 for a period of six months beyond the date of its order, which is March 29, 2012;
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19 WHEREAS, on February 6, 2012, the signatories further stipulated and agreed that any of
 20 statute of limitations governing any claim by plaintiff Nick Makreas against the County of San
 21 Mateo, the San Mateo County Sheriff's Department, and San Mateo County Sheriff Greg
 22 Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's
 23 Deputy Hoss; and San Mateo County Sheriff's Deputy Valencia would be tolled for a an
 24 additional period of six months, from March 29, 2012 to September 29, 2012;

25 WHEREAS, on February 7, 2012, the Court issued its Order approving said stipulation,
 26 and tolled any statute of limitations for a period of six months beyond the date of its order, which
 27 is September 29, 2012;

28 IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES HERETO THROUGH
 THEIR UNDERSIGNED COUNSEL:

1 Any statute of limitations governing any claim against defendants County of San Mateo;
2 San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; San Mateo County
3 Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San Mateo
4 County Sheriff's Deputy Valencia shall be tolled for an additional period from September 29,
5 2012 to March 29, 2013.

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7 Dated: September 26, 2012

8 /s/ Nelson W. Goodell
9 NELSON W. GOODELL
10 The Goodell Law Firm
11 Attorney for Plaintiff, Nick Makreas

12 Dated: September 26, 2012

13 Paul A. Whitlock
14 EUGENE WHITLOCK
15 San Mateo County Counsel's Office
16 Attorney for Defendants, County of San Mateo;
17 San Mateo County Sheriff's Office; San Mateo
18 County Sheriff Greg Munks; and San Mateo
19 County Sheriff's Deputy Stephen Duvall; San
20 Mateo County Sheriff's Deputy Stephen Valencia
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ORDER

IT IS HEREBY ORDERED THAT any statute of limitations governing any claim that the plaintiff NICK MAKREAS has against defendants County of San Mateo; San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San Mateo County Sheriff's Deputy Valencia shall be tolled for an additional six month period beyond the date that the current stipulation is set to expire, September 29, 2012, and will end on March 29, 2013.

Dated: October 3, 2012


THE HON. JEFFREY S. WHITE